

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://www.waterrights.ca.gov>

S000037

2006, 2007, 2008

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

DANIEL V ROGERS

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2009

Primary Contact:

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

Agent:

Address:

Phone No. 530-695-3365

Fax No. **530-695-1383**

E-mail Address:

Phone No.

Fax No.

E-mail Address:

Source Name: RECLAMATION DIST 2054 DITCH

Tributary To:

County: Sutter

Diversion within: NE 1/4 of SW 1/4 Section 35, T 17 N, R 2 E, MDB&M

Year of First Use: 1951

Name of Diversion works:

Assessor Parcel Number
of the Diversion site: 08-100-030

2009 APR 29 AM 11:27
DIVISION OF WATER RIGHTS
SACRAMENTO

A. **Water is Used Under:** Riparian claim ☒ Pre-1914 claim ☐ Court Decree No.: Other (explain):

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) 1951

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:
Gallons per minute (gpm) 800 Gallons per day (gpd) Cubic feet per second (cfs)

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2006				✓	✓	✓	✓	✓					
2007				✓	✓	✓	✓	✓					
2008				0	0	0	0	0					

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:
Gallons Million Gallons (MG) Acre-feet (AF) ☒

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2006				23.28	23.28	23.28	23.28	23.28					
2007				23.28	23.28	23.28	23.28	23.28					
2008				0	0	0	0	0					

E. **Purpose of Use** – Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation Rice 38.8 acres; Stockwatering occasional; Domestic none
Other (specify) some times graze cattle on grain stubble + Dallas Grass
or Johnson grass volunteer
Parcel Number(s) of Place of Use: Sutter County Tax Assessor # 08-100-030

F. **Changes in Method of Diversion** – Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

none - 10 hp centrifugal motor + pump 10 ft lift

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐ time clock for use to pump
Describe any water conservation efforts you have initiated: during light electrical demands, new cement + plastic drain boxes + pipe.

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year (AF/MG) Year (AF/MG) Year (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: April 24, 2009 at 5886 Pennington Rd., Live Oak, California 95953

SIGNATURE: Daniel V. Rogers

PRINTED NAME: DANIEL V. ROGERS
(first name) (middle initial) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

ITEM

CONTINUATION

C Pump is 10 hp, puts out 850 GPM - 10 ft. lift
D Does not run constantly
D 3 acre feet a year for Rice crop. X 38.8 acres = 116.4 AF/year
2008 38.8 acres summer fallowed

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S000037X\$2005

STATE WATER RESOURCES
2003, 2004, 2005

2006 MAR 27 PM 12:48

DIV. OF WATER RIGHTS
SACRAMENTO

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by JULY 1, 2005.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: DANIEL V ROGERS;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATEMENT NO.: S000037
CONTACT PHONE NO.: (530)685-3365

Source Name: RECLAMATION DIST 2054 DITCH

Tributary To: SUTTER BY PASS

County: Sutter

Diversion Within: NE1/4 of SW1/4 Section 35, T17N, R02E, MB&M

Year of First Use: 1951

Parcel Number: 08-100-030

A. Water is Used Under: Riparian claim ☒ Pre-1914 right _____ Other (explain): _____

B. Year of First Use: (Please provide if missing above) 1951

C. Amount of Use: Enter the amount (or the approximate amount) of water used each month, using the table below.

Amounts below are in: Gallons Million Gallons (MG) Acre-feet (AF) ^{PER. YR.} Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2003	<u>Summer fallowed</u>												
2004				X	X	X	X	X	X				1,552 AF
2005				X	X	X	X	X	X				1,552 AF

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 38.8 acres; Stockwatering PERIODIC-CATTLE; Domestic NONE

Other (specify) occasionally water 20 animal units of cattle 3-4 months

E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

NONE

F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES ☒ NO ☐

Describe any water conservation efforts you have initiated:

NEW CONCRETE RICE BOX - REPLACE WOODEN BOX
TAIL WATER DRAINS BACK INTO REC. DIST. DITCH 2054-LATERAL 2

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved:

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree, which unreasonably affects such water for other beneficial uses? YES ____ NO ☒
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:
Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES ____ NO ____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ____ NO ☒
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:

Year ____ (AF/MG) Year ____ (AF/MG) Year ____ (AF/MG)

I have data to support the above surface water use reductions due to the use of groundwater. YES ____ NO ____

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: march 24, 2006 at 5886 PENNINGTON RD, LIVE OAK, CA 95953, California

SIGNATURE: Daniel V. Rogers

PRINTED NAME: DANIEL V. ROGERS
(first name) (middle initial) (last name)

COMPANY NAME: DANIEL V. ROGERS RANCH (NOT INCORPORATED)

If there is insufficient space for your answers, please use the space provided below.

ITEM	CONTINUATION
<u>F</u>	<u>HARD TO VERIFY CONSERVATION</u>
<u>C</u>	<u>ONE HALF OF 4,553 A-F (APPROX.) IS FROM BUTTE WATER</u>
	<u>DISTRICT WATER</u>

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.



S000037%\$2002

2000, 2001, 2002

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

Please Complete and Return This Form by September 1, 2003.

*If the mail recipient's name, address or phone No. is wrong or missing, please correct.

Owner of Record: DANIEL V ROGERS;

PRIMARY CONTACT OR AGENT FOR MAIL & REPORTING:

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATEMENT NO. [REDACTED]
CONTACT PHONE NO. (530) 692-3365

FOR ONLINE REPORTING AT
www.waterrights.ca.gov

USER NAME: S000037
PASSWORD: D13938

2003 JUL 19 12:12

STATE WATER RESOURCES
CONTROL BOARD

Source Name: RECLAMATION DIST 2054 DITCH
Tributary To: SUTTER BY PASS
County: Sutter
Diversion Within: NE1/4 of SW1/4 Section 35, T17N, R02E, MB&M

Year of First Use: 1951

Parcel Number: 08-100-030

Sutter Co. Tap Parcel No.

- A. Water is used under: Riparian claim ☒ Pre 1914 right _____ Other (explain); _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount (or the approximate amount) of water used each month.

Amounts below are:													Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
2000				X	X	X	X	X	X				
2001				X	X	X	X	X	X				
2002				X	X	X	X	X	X				

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 38.8 ac. rice acres; Stockwatering occasional; Domestic none;

Other (specify) occasionally water 20 animal units of cattle

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none - (re-land plain only, for seedbed preparation.)
Repaired pump.

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO _____

Describe any water conservation efforts you have initiated:

Have summer fallowed field for 2003 crop season. Time clock for proposed hours to pump installed 2001 year.

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

Reductions in consumptive use:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

yr _____ (af/mg) yr _____ (af/mg) yr _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: July 17, 2003 at 5886 Pennington Rd, Livermore, CA, California

SIGNATURE: Daniel V. Rogers

PRINTED NAME: DANIEL V. ROGERS
(first name) (middle init.) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

2 approximately 50% to 100% is drainage water
from Butte Water District. Some water is
purchased from Butte Water District and
delivered in Reclamation Dist. 2054 ditch
Depending on the year this could be 0 to 100%.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

"The energy challenge facing California is real. Every California needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at <http://www.swrcb.ca.gov>"

Mailed 3-18-00

Info: (916) 657-2170 Web: http://www.waterrights.ca.gov

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below has changed since the statement in red and provide current information.
Notify the Reclamation District of any changes occurring during the coming year.

PLEASE COMPLETE THIS FORM BY JULY 1, 2000

OWNER OF RECORD: DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATEMENT NO: SD00037



SOURCE: RECLAMATION-DIST-2054
TRIBUTARY TO: SUTTER BY PASS
COUNTY: SUTTER
DIVERSION
WITHIN: NE 1/4 OF SW 1/4 SECTION 35, T4N, R2E, MB&M.

TELEPHONE NUMBER:
() -
YEAR OF FIRST USE: 1951
PARCEL NO: 08-100-030
Sutter Co. T4E

- A. Water is used under: Riparian claim ☒ Other (explain):
B. Year of first use (Please provide if missing above):
C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons Acre-feet Other

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1997				X	X	X	X	X	X				0.7
1998													
1999													

- D. Purpose of Use - Specify number of acres irrigated, stock water, domestic, etc.
Irrigation 38.8 rice acres; Stockwatering domestic none
Other (specify) occasionally apart from ditch water from ditch
E. Changes in Method of Diversion - Describe any change in method since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
none

- F. Please answer only those questions below which are applicable to your project.
- Conservation of water (101.2 of the Water Code)
a. Are you now employing water conservation practices? YES ☒
Describe any water conservation efforts you have undertaken: Laser leveled - Time clock
used on pump
no credit claimed for conservation of water.
b. If credit toward beneficial use of water under claimed by a water appropriative water right for water not used due to a conservation effort is claimed under section 101.4 of the Water Code, please show the amounts of water conserved:
Reductions in Diversions: (af/mg) 19
Reductions in consumptive use: (af/mg) 19
c. I have data to support the above surface water conservation efforts. YES ☒ NO ☐

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES ☐ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19____ (af/mg) 19____ (af/mg) 19____ (af/mg)

I have data to support the above surface water use reductions due to wastewater reclamation. YES ☐ NO ☐

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES ☐ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19____ (af/mg) 19____ (af/mg) 19____ (af/mg)

I have data to support the above surface water use reductions due to conjunctive use efforts. YES ☐ NO ☐

I understand that it may be necessary to document the water savings claimed in the above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: March 17, 2000 at 5886 Pennington Rd., Live Oak, California

SIGNATURE: Daniel V. Rogers

PRINTED NAME:

DANIEL

(first name)

V

(middle init.)

ROGERS

(last name)

COMPANY NAME: _____

If there is insufficient space for your answer, please use the space provided below.

ITEM CONTINUATION

2 approximately 50% to 100% of drainage water from
Butte Water District. Some water is purchased from
Butte Water District and delivered in Reclamation
Dist. 2054 ditch. Depending on the year this could
vary from 0 to 100%.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California: riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural watercourse to use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, riparian water users must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream, but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flow from another watercourse, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since the early 1900s, appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to water users in a natural stream system.

Statements of Water Diversion and Use must be filed by riparian and appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement, (1) provides information to the State, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) enables the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available: (1) Information Pertaining to Water Rights in California, and (2) Appropriation of Water in California.

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 657-2170, FAX: (916) 657-1485, Web: <http://www.waterrights.ca.gov>

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE
If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 2000

OWNER OF RECORD: DANIEL V ROGERS

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATEMENT NO: S000037



TELEPHONE NUMBER:

YEAR OF FIRST USE: 1951
PARCEL NO:

SOURCE: RECLAMATION DIST 2054 DITCH
TRIBUTARY TO: SUTTER BY PASS
COUNTY: SUTTER
DIVERSION
WITHIN: NE¼ OF SW¼ SECTION 35, T17N, R2E, MB&M.

- A. Water is used under: Riparian claim ☒ Pre 1914 right _____ Other (explain); _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are:				Gallons		Acre-feet		Other					Total Annual
Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	
1997				X	X	X	X	X	X				
1998													
1999													

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 38.8 rice acres; Stockwatering occasional; Domestic none;

Other (specify) occasionally approx. 30 head of cattle water from ditch

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

none

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Are you now employing water conservation efforts? YES ☒ NO ☐ Laser leveled - Time clock
Describe any water conservation efforts you have initiated: used on pump.
no credit claimed for conservation of water.

- b. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

Reductions in Diversions:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

Reductions in consumptive use:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I have data to support the above surface water use reductions due to conservation efforts. YES ☐ NO ☐

SEP 28 2000
K

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to wastewater reclamation. YES _____ NO _____

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO ☒
- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)
I have data to support the above surface water use reductions due to conjunctive use efforts. YES _____ NO _____

I understand that it may be necessary to document the water savings claimed in "F." above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: March 17, 2000 at 5886 Pennington Rd., Live Oak, California

SIGNATURE: Daniel V. Rogers

PRINTED NAME: DANIEL V. ROGERS
(first name) (middle init.) (last name)

COMPANY NAME: _____

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

2 approximately 50% to 100% is drainage water from
Butte Water District. Some water is purchased from
Butte Water District and delivered in Reclamation
Dist. 2054 ditch. Depending on the year this could
vary from 0 to 100%.

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State. Appropriate rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre 1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1997

OWNER OF RECORD: DANIEL V ROGERS

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATEMENT NO: S000037



SOURCE: RECLAMATION DIST 2054 DITCH
TRIBUTARY TO: SUTTER BY PASS
COUNTY: SUTTER
DIVERSION

TELEPHONE NUMBER:

YEAR OF FIRST USE: 1951
PARCEL NO:

WITHIN: NE¼ OF SW¼ SECTION 35, T17N, R2E, MB&M.

- A. Water is used under: Riparian claim ☒; Pre 1914 right ☐; Other (explain): Water Diversion
- B. Year of first use (Please provide if missing above) _____.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) irrigate rice crop.

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1994				X	X	X	X	X	X				
1995				X	X	X	X	X	X				
1996				X	X	X	X	X	X				97

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation 38.8 acres rice acres; Stockwatering _____; Domestic _____
Other (specify) _____
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.
Reclamation Dist. # 2054 drain ditch for 38.8 acre rice crop

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: May 16, 1997 at 5886 Pennington Rd, Live Oak, California

SIGNATURE: Daniel V. Rogers

PRINTED NAME: DANIEL V. ROGERS

COMPANY NAME: _____

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

5-37

PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000037

OWNER OF RECORD: DANIEL V ROGERS

DANIEL V ROGERS
5886 PENNINGTON RD
LIVE OAK, CA 95953

STATE WATER RESOURCES CONTROL BOARD
DIV. OF WATER RIGHTS
SACRAMENTO
1995 APR 10 AM 4:00

SOURCE: RECLAMATION DIST 2054 DITCH

TRIBUTARY TO: SUTTER BY PASS

COUNTY: SUTTER

DIVERSION

WITHIN: NE¼ OF SW¼ SECTION 35, T17N, R2E, MDB&M.

TELEPHONE NUMBER:

() -

YEAR OF FIRST USE: 1951

PARCEL NO: 08-100-030 (TAX)

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995

A. Water is used under: Riparian claim ☒; Pre 1914 right _____; Other (explain) _____

B. Year of first use (Please provide if missing above) _____

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) minable use in april & sept.

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC	TOTAL ANNUAL
1992				X	X	X	X	X	X				
1993				X	X	X	X	X	X				
1994				X	X	X	X	X	X				

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation 28.8 rice acres; Stockwatering occasional - 20hd, Domestic None

Other (specify) _____

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

approximately 50% to 100% is drainage water from Butte Water District. Some water is purchased from Butte Water Dist. & delivered in 2054 ditch.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: *April 5, 1995*, 19 *95*, at *Line Oak*, California

SIGNATURE: *Daniel V. Rogers*

PRINTED NAME: *DANIEL* *VINCENT* *ROGERS*
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

- "Statements of Water Diversion and Use"
- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockpounds Constructed Prior to 1969"
- "Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. 5000037

DIVERSION SITE:

OWNER'S NAME DANIEL VINCENT ROGERS
(FIRST) (MIDDLE) (LAST)

PARCEL NO. COUNTY TAX PARCEL # 08-100-030 (SUTTER COUNTY)

PLACE OF USE:

OWNER'S NAME DANIEL VINCENT ROGERS
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. COUNTY TAX PARCEL # 08-100-030 (SUTTER COUNTY)
2. PARCEL NO. _____
3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER _____

NAME DANIEL VINCENT ROGERS
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS 5886 PENNINGTON RD.
LIVE OAK CA 95953
(CITY) (STATE) (ZIP)

TELEPHONE NO. (916) 695 - 3365

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

KSN

(916) 657-1875

FAX: (916) 657-1485

MAY 5 1993

In Reply Refer
to:332:WR:S-37

Daniel V. Rogers and
Patricia Jorene Rogers
5886 Pennington Road
Live Oak, CA 95953

Dear Mr. and Mrs. Rogers:

STATEMENT OF WATER DIVERSION AND USE #37

Thank you for your letter of April 16, 1993 with the enclosures. The copy of the Deed and Bill of Sale is sufficient for us to update our records to show the above numbered Statement in your names. Your documents are herewith returned for your files.

The next supplemental statement will be sent to the owner of record in early 1994.

If you have any questions, please contact me at the above telephone number.

Sincerely,

ORIGINAL SIGNED BY.

Wynne Rowlands
Associate Land and Water Use Analyst
Application Unit #2

!bcc: KSN

!WRowlands:rknox:4/30/93:larchuleta:5-4-93
!shalb300:WR:S37

(916) 657-1875

FAX: (916) 657-1485

MAY 5 1993

In Reply Refer
to:332:WR:S-37

Daniel V. Rogers and
Patricia Jorene Rogers
5886 Pennington Road
Live Oak, CA 95953

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If you have any questions, please contact me at the above telephone number.

Sincerely,

ORIGINAL SIGNED BY:

Wynne Rowlands
Associate Land and Water Use Analyst
Application Unit #2

!bcc: KSN

!WRowlands:rknox:4/30/93:larchuleta:5-4-93
!shalb300:WR:S37

Rowlands 9/4

Her phone number is 512-881-8083.

We would appreciate your help in transferring S37 to our name.

Yours truly,

Daniel V. Rogers

Daniel V. Rogers

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

- A. Name of person diverting water Fon M. Stark
Address Route 2, Box 802, Live Oak, Cal. 95953
- B. Name of body of water at point of diversion Reclamation Dist #2054 ditch
Tributary to SUTTER BY PASS
- C. Place of diversion 1/4 1/4 Section , Township , Range ,
SUTTER County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works

E. Capacity of diversion works

cubic feet per second
gallons per minute
gallons
acre-feet

Capacity of storage reservoir

State quantity of water used each month in gallons or acre-feet

Year	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
	:	:	:	X	X	X	X	X	X	:	:	:	:

If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc.

Irrigates 40 acres of alfalfa 1966 and 1965. Prior to 1965

was permanent pasture from 1953 Rice 1951-1952

Maximum annual water use in recent years

gallons
acre-feet
gallons
acre-feet

Minimum annual water use in recent years

Type of diversion facility: gravity , pump X

Method of measurement: weir , flume , electric power meter , water meter , estimate

F. Purpose of use (what water is being used for) 40 acres alfalfa

G. General description or location of place of use (use sketch of section grid on reverse side if you desire) Pump location on Rec Dist ditch #2054 1/2 mile west of Hedger Rd 1/2 mile north of

Penn Rd. in Sutter Cty 1961

H. Year of first use as nearly as known

I. Name of person filing statement Fon M. Stark

Position Owner

Organization

Address Rt 2, Box 802, Live Oak, Cal 95953

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 11-10-66

Signature Fon M. Stark

See Instructions on Reverse Side